

**IN THE UNITED STATES DISTRICT COURT
FOR THE SOUTHERN DISTRICT OF OHIO
EASTERN DIVISION**

STATE OF OHIO, ex rel.
DAVE YOST
OHIO ATTORNEY GENERAL

Plaintiff,

v.

JOHN G. BREEN, *et al.*

Defendants.

STATE OF OHIO'S REPLY IN SUPPORT OF ITS MOTION TO LIFT STAY

Plaintiff, the State of Ohio (the “State”), submits this Reply in support of its Motion to Lift Stay which was filed on November 6, 2020. Since the filing of the Motion, responses have been filed by both Trabue Dublin and Loretta J. Mativi Dick on November 10, 2020. It is apparent that the parties are in agreement with lifting the stay and reopening the case. However, the parties are not on the same page in regards to whether or not a mediation prior to that reopening the case would be fruitful in this matter.

To provide the Court with some history, there have been two mediations in this case already. On September 12, 2017, a mediation occurred with Mediator Julia Meister. On May 8, 2018, a mediation occurred with Magistrate Judge Norah McCann King. Neither of these resulted in the parties reaching an agreement. Furthermore, the State, Trabue Dublin, and Ms. Dick have been working to resolve this case for approximately a year and a half. Therefore, the State does not believe that scheduling yet another mediation in this case will be in the interest of judicial economy or the best use of the parties' limited resources.

Therefore, the State respectfully requests that the Court decline to schedule a third

mediation, terminate the stay, reopen the case, and issue its ruling in this matter.

Respectfully submitted,

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Ohio Attorney General

s/ Karrie P. Kunkel

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CERTIFICATE OF SERVICE

This certifies that on November 12, 2020, I served State of Ohio's Reply in Support of its Motion to Lift Stay by filing through the Court's CM/ECF system, which electronically notified:

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